

## THEY SUE THE MARSHAL

Two Citizens of Mississippi Want \$20,000 Damages.

## THERE WERE NO WARRANTS,

They Claim, for Their Arrest and Incarceration. They Were Ioned, Too.

## DEMOCRATIC CONVENTION AT MERIDIAN

Hon. James H. Neville Nominated for the Fourth Time for District Attorney. The Man Who Prosecuted Sullivan and Kilrain.

Meridian, Miss., July 11.—(Special.)—Floyd G. Lewis and C. C. Dunn, prominent attorneys of this city, filed in the federal court here today two suits for damages of \$20,000 each against J. S. McNeely, United States marshal for this district, and his bondsmen, P. W. Peoples, W. R. Sibley, J. F. Hunter and W. W. Stone. The plaintiffs in the suits are William Johnson and Alfred Burkhalter, citizens of Pearl River county, who were arrested in that county on the 25th ult., by W. W. Toberson, a deputy United States marshal, who, it seems, had no warrant for their arrests. After being incarcerated in the Pearl River and Marion county jails it is charged that they were brought in irons to this city, where they had a preliminary hearing before United States Commissioner S. B. Watts. The charge against them was violation of the United States revenue laws in selling whisky without license. Johnson was discharged, while Burkhalter was bound over to await the action of the federal grand jury in a bond of \$200.

The democratic convention for the Second Judicial district of Mississippi, to nominate a candidate for district attorney, convened at the city of Meridian today at 10 o'clock. The convention was organized by the election of Hon. E. J. Bowers of Hancock county as chairman and George P. Hughes of Harrison county as secretary. Delegates were in attendance from every county in the district, and all of them were instructed by their county conventions to cast the votes of their respective counties for Hon. James H. Neville, the present incumbent, whose candidacy for reelection to the office has met with marked enthusiasm everywhere.

After the credentials of the delegates were passed upon by a committee and the convention declared ready for business, Hon. John W. Powell of Lauderdale county, second in eloquent words placed in nomination the name of Hon. James H. Neville for the democratic nomination for district attorney. The nomination was seconded by W. H. Maybin, Esq., of Harrison county. No other name was presented to the convention, and Mr. Neville was unanimously declared the nominee of the party.

He was immediately notified of his nomination and a committee appointed for that purpose brought him before the convention, where, amidst great enthusiasm, he delivered an able, characteristic speech, expressing his appreciation of the honor conferred and of the confidence of the democracy of the district that his unanimous endorsement implied.

This is the fourth time Mr. Neville has been honored with the nomination for district attorney. During the twelve years of his incumbency he has contributed more, perhaps, towards the suppression of crime than any district attorney in the state. It was through his efforts that the participants in the Sullivan-Kilrain slugging contest on Mississippi soil were brought to answer for their violation of law; that Rube Burrows' pals, and Summers, the notorious express robber, were landed in the penitentiary. It was through him that the strong hand of the law was placed upon whitechapelism in south Mississippi and that species of crime effectually stamped out. His name is a terror to evildoers everywhere.

Upon the adjournment of the convention the delegates were dined at the Southern hotel.

## AN OLD CRIME UNCOVERED.

George Johnson's Skeleton Tells Its Own Gruesome Story.

Washington, July 11.—A Knoxville, Tenn., special says: Yesterday while workmen were grading for a new street in Greenville they tore down an abandoned hut in the suburbs, formerly occupied by a family named Clayton. In the basement a skeleton was found with trinkets of rare value. The inquest revealed the find as the remains of George Johnson, a traveling doctor from Cherokee county, North Carolina, who mysteriously disappeared at Greenville eight years ago, after displaying several thousand dollars. The Clayton family disappeared a few days after the doctor, but nothing was thought of it until yesterday's discovery.

## NICARAGUA CANAL COMMISSION

Has Completed Its Survey and Is En Route Home.

Washington, July 11.—Secretary Herbert received a cablegram last night from Commander Davis of the cruiser Montgomery, which has been at Colon since July 1, announcing that the Nicaragua canal commission had completed its examination of the Panama isthmus, and that the ship would sail in a few hours for home via Key West. Secretary Herbert thinks the Montgomery will proceed to New York with the commission, as he understands the board of health at New Orleans will not allow the party to land there. The quarantine against Colon, which is regarded as infected, is being stringently enforced.

## A GRAND RACE.

Trinity Beats New College by Only a Quarter of a Length.

Henley, July 11.—Eton college won the final heat for the ladies' plate, beating St. John's (Oxford) boat easily. The final heat for the stewards' challenge cup was won by the London Rowing club, which beat the Thames Rowing club four. The final heat of the race for the grand challenge cup was contested by Trinity Hall

and New college and was won by the former. The sixth heat of the contest for the Thames challenge cup was won by the Molesey Rowing club, which beat the Kingston Rowing club.

In the final heat for the grand challenge cup Trinity Hall had the Bucks side, and the New college boat was against the Berks shore. Trinity struck out at a forty-one stroke and New college at forty-two. The latter drew away and got their canvas ahead of the Trinity boat at the foot of the island, but they barely had that advantage at the top of the island. At the quarter mile mark they had regained their advantage, and maintained it past the rectory to the half mile. At Fawley court boat house, which they reached in 3:44, the boats were almost exactly level. Trinity now began to draw away, and at the three-quarter mile mark had a lead of a few feet, which steadily increased. At Bushey Gate Trinity was a quarter of a length ahead, at the mile a little more than that, and at the Isthmian club house half a length. The New college men buckled down to their work and the finish was a terrific one, resulting in Trinity's winning by only a third of a length. Time, 7:30. It was a grand race, the best of the regatta.

**The Kite Sails.**  
St. John, N. F., July 11.—The steamer Kite, with the Peary relief expedition on board, sailed from here for Greenland at daylight this morning. A new shaft has been put in the Kite. This was tried before the steamer sailed, and worked very satisfactorily. The weather is clear and pleasant, and the wind from the most favorable point.

## CORNELL IS CANDID.

## TRINITY TRULY EARNED THE VICTORY

As to the Matter of the Leander, the American Crew Acted According to Their Lights.

London, July 11.—The Cornell crew have addressed a letter to the press as follows:

"In view of the discussion over the action of the Cornell crew in Tuesday's race we believe that the position of the Cornell in the matter should be defined. The umpire, as we interpret the rules of racing, has entire control of a race after it has been started, and to disregard his command is sufficient reason to disqualify a crew. On Tuesday the usual question, 'Are you ready?' was asked, and as no negative reply was heard by the umpire from either crew the words 'go' were given. Cornell started and Leander also drew away from the post. We soon discovered that Leander had stopped rowing, but the umpire did not recall us, nor did he in any way indicate his desire to have us return. Had he done so we would have stopped at any point on the course. He followed us to the finish and awarded us the heat.

"Under the rules governing racing, as we understood them, had Cornell not rowed over the course we would have been liable to disqualification from entry into any subsequent heat and thereby debarred from further competition in the grand challenge cup contest. No one can regret the outcome of this lamentable affair more than the members of the Cornell crew. They certainly did not come to England to claim a race from Leander or any other crew by default.

"The crew has never authorized any statement to the effect that Cornell would not consider a proposition for another trial between Leander and ourselves. However, we did not feel at liberty to suggest a contest until after the subsequent heats had been decided. It certainly would have been premature on the part of Cornell to take any action in the matter before the result of the subsequent heat in which the Cornell were to row, since the Leanders would undoubtedly not care to row us had we been defeated by another crew. So far as Cornell is concerned in connection with the grand challenge cup we acknowledge our defeat after a hard race by Trinity Hall. We have no excuses to offer; we were fairly beaten, and we take this opportunity to express our sincere thanks to the English public for the many courtesies extended to us during our five weeks' sojourn in their country."

## FEVER AND CHOLERA.

Reports to the Marine Hospital Service as to the Two Dread Diseases in Cuba and Japan.

Washington, July 11.—The marine hospital service today received a full report from its representative in Cuba, Dr. Calmerio, who, acting under instructions from the department, has made an examination of all the leading ports in the provinces of Puerto Principe and Santiago de Cuba. In Puerto Principe, the capital of the first named province, there are about five deaths daily from yellow fever. The military hospitals are crowded with cases, the disease being prevalent in the most malignant form. The city is located near the center of the island and has a population of 45,000. The province is the scene of most of the fighting between the Spanish troops and the insurgents, and the marine hospital authorities look with some apprehension at the nature of the news.

At Santiago de Cuba for the week ending June 29, the deaths numbered twenty-eight, but a number of cases were not reported. The death rate, however, has increased in an alarming manner. Two deaths from the fever are reported from Gibara.

The marine hospital service is informed that during the week ending June 15, six cases and five deaths by cholera are reported from Osaka and Higo, Japan. During the same period no cases were reported from either Yokohama or Nagasaki, where sporadic cases had previously been found.

## KILLED HIS WIFE.

The Assassin's Aim Was as Bad as His Purpose.

Asheville, N. C., July 11.—A special to the Citizen from Canton says: Will Wilkinson of Asheville was driving with the wife of Attorney Jennys, near her home, west of Murphy, late last night, when Jennys, who had driven from Murphy nearly home and hid by the road, fired at Wilkinson, but struck and killed his wife. Wilkinson passed Murphy and boarded a train, but was arrested and jailed at Bryson City. Jennys fled, and has not been seen. Jennys' family came from New York, and has been living near Murphy for a few years.

## Fever Epidemic at Porto Rico.

Washington, July 11.—The marine hospital is advised through the United States consul at Porto Rico that yellow fever is epidemic at that place.

## FLOOR OPENED LIKE A TRAP

Cause of the Disaster at Atlantic City, N. J.

## THE INJURED DOING WELL

Only Two Deaths May Be the Result of the Catastrophe.

## ALLEN O. MEYERS HAS BEEN EXPELLED

The New Ritual, Submitted Tuesday, Was Adopted at the Morning Session of the Grand Lodge of Elks—An Air of Gloom.

Atlantic City, N. J., July 11.—A visit to the scene of the Baltic avenue Casino accident this morning showed that one of the big and worn pillars holding the floor had given way and the weight on the floor gradually pressed the other pillar sufficiently to weaken it, and the floor opened like a trap in the center. The floor, however, slipped down gradually, and the disaster was thus not so serious as it would have been had it crashed through suddenly. The injured are all people who were the first to reach the lower floor.

Mayor Stoye this morning condemned the building and directed the building inspector to have it torn down, and also to make an investigation of the unfortunate affair.

At the Elks' grand lodge session this morning an air of gloom pervaded the meeting room. A committee was appointed to look into the condition of the injured, with power to render whatever assistance they deemed necessary.

Those seriously hurt are improving, except Frederick Klaproth, the Camden musician, who was so feebly crushed between the beams. He is still alive, but is in a critical condition. The only other person who was reported as being critically hurt, Mrs. Rockwell of Philadelphia, was improved this morning and will recover. It appears that many people who were reported as seriously hurt were only slightly bruised.

There are now in the hospitals besides Klaproth: Leopold Frye of Philadelphia, leg broken; Dr. Erick of Reno, Va., leg fractured and internally injured; Anton E. Dimon of Camden, musician, leg broken; Prescott Erkman of Mount Holly, N. J., leg fractured; Monroe Barry of New York, leg broken; Mrs. J. Melville Jackson, wife of a member of Congress, minestrals of Philadelphia, leg fractured.

At the Elks' headquarters, on Atlantic avenue, under the clothing and jewelry recovered from the scene of the accident, were gathered together and delivered to the owners upon claiming and describing the property.

The Elks at their meeting today adopted the new ritual submitted at Tuesday's meeting. The business of the morning session was closed by expelling Allen O. Meyers of Cincinnati from the order.

## A NEGRO MAIL THIEF.

He Had False Keys and Sent the Money to His Intended.

Palatka, Fla., July 11.—James Pittman, a negro, has been arrested here for robbing the mail of registered matter. Postmaster Anderson has been missing packages for several months, but not until today was the thief discovered. Pittman worked next to the postoffice and entered it at night, it is supposed by using false keys. It is thought the negro's thefts amount to several hundred dollars. Pittman was soon to be married to a negro girl employed by Attorney Walter Davis of Atlanta, Ga., and to her he had sent the money for safe keeping.

## HAYWARD'S LEASE OF LIFE.

The Stay of the Supreme Court Prolongs His Existence Indefinitely.

Minneapolis, Minn., July 11.—In the case of Harry Hayward the supreme court this afternoon filed an order granting a further stay of execution from July 21, pending a decision on the appeal to be heard at the October term. No definite time is set for the hearing of the appeal, and if allowed to come up in the regular order it may not be heard till late next winter.

## THE TREASURY DEFICIT

Is Not Expected to Increase and May Be Reduced.

Washington, July 11.—Treasury receipts and expenditures have both been running heavy this month. The former have attained the aggregate of \$10,979,000, or nearly \$1,250,000 a day, Sundays and holidays excluded, and the expenditures foot up \$23,315,000, making the deficit \$12,336,000. Since July 1, the general treasury balance, according to the printed daily statement, has declined \$2,000,000, standing at \$191,513,000. From this there is to be deducted \$6,527,616 for bonds and interest paid. The gold reserve has declined from \$207,557,000 to \$197,213,000. The amount of treasury notes and United States notes redeemed in gold and reissued amounts to \$533,149. It is not believed that the deficit will be very much increased for the month over figures it has now reached, and it may be reduced.

## THE EXPLOSION AT CARTHAGENA.

Twenty Killed and Wounded—The Electric Plant Destroyed.

Panama, July 11.—The Star and Herald says: Further news of the explosion of a boiler in the electric plant at Carthagena on July 2, resulting in the destruction of the building and the wrecking of a part of the San Diego prison, was received here today. The pecuniary damage is placed at \$24,000, and the casualties were twenty killed and injured, most of the number being among the killed. Several Americans have submitted to the government proposals for the reconstruction of the electric plant, and the government seems disposed to accept them.

## A Crisis in Corea.

London, July 11.—A dispatch to the Globe from Yokohama says that in consequence of the crisis in Corea Count Ino, Japanese minister to Corea, who is absent from his post, will return to that country immediately. The queen's party in Corea, which is intensely hostile to the Japanese, is again in the ascendancy.

## REFORM STILL THE WORD

Another Phase of the Movement in Montgomery.

## VICE MUST HIDE ITS HEAD

Bids for the "Baby" Bond Issue to Be Opened Monday Night.

## THE MAYOR IS PUSHING THE PAVERS

The Axman Awaits the Return of the Bail Club—Death of a Prominent Lady.

Shocking Death of a White Tramp.

Age-Herald Bureau, Montgomery, July 11.

One hears now very little of the reform movement recently organized in Montgomery by the Ministers' union against the existing evils. This quietude, however, is by no means an evidence that the crusade has spent its force. The movement seems to be gathering more and more energy and concentrating for an outburst.

So far as the gambling and Sunday liquor trafficking are concerned, the movement has been productive of great good. The social evil phase of the reform, though, has suffered practically no check. It is understood that Chief Gerald has issued an edict to the courtshouses who live in the residence portions of the city to move down into the business part or leave town. The keepers of assignation houses were notified to "quit the grit" or suffer the consequences. The authorities will be exceptionally severe upon this class of houses. After a certain date, when the edict expires by limitation, these who have not complied with orders will be raided and heavily fined.

## Those "Baby" Bonds.

Bids for the "baby bond" issue will be opened Monday night by the council. There are \$30,000 of these bonds to be issued for the purpose of paving the sidewalks and streetway on South street from Church to South street. The bond will run twenty years, payable in equal annual installments, drawing 6 per cent interest. Many inquiries have been made by foreign parties with reference to the bonds. A law was enacted by the last legislature authorizing the city of Montgomery to issue "baby" bonds for paving any street the council might elect. The bonds act as first lien on property abutting the paved streets.

## Progress of Paving Work.

Mayor Clisby has been pushing the contractors who are at work on the city streets. The Dexter avenue pavement will be completed within the next two weeks. Contractors Dunn, Leland & Co. will have the western division of the storm sewer extension finished by Monday, and the eastern division within the next thirty days. Rains and cave-ins have conspired to delay the work since it was begun last September.

## They'll Get a Shaking Up.

When the Montgomery Baseball club returns home from its western trip Monday some shaking up is going to occur if reports count for anything. Just where the club are going to be cut off remains to be seen. The directors have been displeased at the way some of the team have been doing. On its trip so far the club has won only five out of eighteen games, which is better than was done on the last trip, but not as good as the powers that be expected. There are yet forty-eight games to be played before the season ends. Most of these will be played on the home grounds. With team strengthened by the addition of "Bobby" Langford and Pabst, 75 per cent of the games should be won.

Morrison, who has been nursing a broken finger, will go into the game Monday, filling his position at third base. Tommy has a cinch on the local fans, and can play ball here as long as there is a club. He is very popular in the league.

## Ground Into Mine's Meat.

It is reported here today that at Mountain Creek, a small station on the Louisville and Nashville, thirty miles above this city, an unknown white man, supposed to be a tramp, was run over at a late hour last night and cut into gibs. As there is no telegraph office at Mountain Creek the report could not be verified.

## Death of Mrs. Hardwick.

At the home of her daughter, Mrs. C. L. Ruth, in this city, this afternoon, Mrs. Hardwick, mother of Mrs. C. L. Ruth, S. H. Hardwick of Atlanta and J. C. Hardwick of Birmingham, breathed her last, after a short illness. She was a daughter of the late Hooper Carter, one of the first editors of the Montgomery Advertiser. Her age was about 70 years. She was a most estimable and lovable woman. Messrs. Hardwick have been telegraphed for and will reach here tonight to attend the funeral tomorrow.

## The Wheelmen.

Saturday the Montgomery wheelmen will put on several events of considerable interest. The number of entries is large, and a big crowd will go out to Riverside park to witness the racing.

## President Patterson Re-elected.

At a meeting of the trustees of the State Colored Normal school here Prof. W. B. Patterson was re-elected president of the institution. President Patterson has brought the school up to a very high standard in every respect, and his re-election was a deserved compliment to his usefulness in that position.

## THAT EUSTIS "INTERVIEW."

State Department Denies That Senor de Lome Has Complained.

Washington, July 11.—It was learned authoritatively today that no reports have been made to the state department by Senor Dupuy de Lome or any other person to the effect that Spain was displeased with the alleged utterances of Mr. James B. Eustis, the United States ambassador to France, concerning Cuban affairs. Furthermore, it is stated on the same authority that if Mr. Taylor, the United States minister to Madrid, has attributed to the Spanish government that Mr. Eustis uttered the statements attributed to him, he did so without explicit instructions from the state department.

## UNCLE SAM, LOOK AT THIS!

American Citizen Is Denied Protection by a Consul

AND SEEKS THE BRITISH FLAG

## Tough Experience of Frank Woodward, News-

paper Correspondent, in Cuba.

## GRAND INSULT IS ADDED TO INJURY.

It confirms the Death of Marti, Who Was Killed While Leading a Gallant Charge, Breaking Alone Into the Square.

New York, July 11.—The British steamer Ardanhu arrived at quarantine early this morning from Cuban ports. Captain Walker says that while the Ardanhu lay at Gibara, on June 19, Mr. Francis R. E. Woodward, claiming to be an American citizen, and a correspondent of the New York Morning Journal, came on board his vessel and placed himself under the protection of the British flag. He explained that he had been in the mountains with the rebel army for the purpose of obtaining information in the pursuance of his duty as a newspaper correspondent. He was twice captured by the Spanish soldiers, but escaped. When he attempted to leave the rebel camp General Maceo detained him and endeavored to have him remain as an officer.

## HEAVY INROAD ON STOCKS.

## BUYERS ARE MORE WILLING TO COVER

Southern Product Taken up for Several Months Ahead—The Iron Trade Is Generally Encouraging.

## Cleveland, O., July 11.—The Iron Trade

Review says today:

A further heavy inroad on stocks of pig iron was made in June, according to the Western Pig Iron association returns, while another month will show quite an increase in production. The recent resumption of the output of active capacity. The fact, however, that under the late advances, buyers of foundry iron are seemingly willing to make purchases beyond the time limits set by most producers would indicate a belief that the advance has not yet been made and that buyers are getting work in hand that makes them more willing to cover fully at current prices than they were to buy in 100 lots four months ago. The Eastern, Pa., advance of close to \$1 a ton, bringing Lehigh valley iron to a basis of \$12.50 for No. 2 X foundry and gray forge to \$11.50, was an index of natural conditions, the withdrawal of southern competition through the taking up of product for several months ahead. The limitation of the output of nail mills in July will assist in preventing an acute situation in steel, and another factor more uncertain is the temporary stoppage of most of the rod, wire and nail producing capacity in Cleveland. A strike is on at one works and retail shut downs have closed others, but there is a possibility that they, too, will be drawn into the strike.

Small sales, at \$20.50 to \$20.75 are reported from Pittsburg, but no market on which to quote. In the east billets are firm at \$22.50, Philadelphia. The week has brought no new announcements of higher prices in finished materials.

## ANTI-CHRISTIAN RIOTS.

Minister Denby's Report Indicates That the Outrages Have Been Exaggerated.

## The Catholic Bishop Injured.

Washington, July 11.—The state department has received from Mr. Denby, the United States minister at Peking, particulars of the recent anti-Christian riots at Chingtu, the capital of the province of Soohuan. The Catholic mission building and those of the China-India and Canadian missions were destroyed. No foreigner was injured except the Catholic bishop, and he not seriously.

## Savannah's River Traffic.

Washington, July 11.—The annual report of the engineer in charge of the river and harbor improvements in eastern Georgia, shows the available depth at high water in Savannah harbor has been increased from 24 to 25 feet, and that the annual saving in freight rates alone, due to this increased depth, amounts to more than the sum expended by the United States government upon this harbor, while the rates of marine insurance have also been reduced. The channel of the river between Savannah and Augusta has been cleared of snags, stumps, logs, etc., with the result that river traffic is steadily increasing; in fact, the engineer says the annual commerce has increased at the rate of \$10 for every dollar expended by the government on river and harbor improvements.

## MRS. NOBLES WILL HANG.

The State's Chain of Evidence Was Flawless. She Laughed After the Verdict Was Rendered.

Atlanta, Ga., July 11.—A special to the Constitution from Jeffersonville, Ga., states that Mrs. William Nobles and Gus Fambles were found guilty of murder today and sentenced to hang on August 16. Mary Fambles was sentenced to life imprisonment in the penitentiary. Derry Nobles was acquitted, and so was Danton Joyner, a negro, who was accused by Gus Fambles of having assisted him in the murder. Three other negroes, who were arrested two days ago on suspicion, were not indicted. The jury was out only a few minutes today. The state had brought out every detail of the murder from the beginning of the plot to the accomplishment and the burial of the body in the shallow grave. It was shown that the old man was rebuking his daughter, Derry, for immoral conduct. She was defended by the mother. From this a quarrel resulted. The daughter and mother turned upon the father. Each offered to give \$10 to have the old man killed. It was proved that old Mrs. Nobles enticed her husband to the crib to look for a thief, and then when he stopped she struck him on the head and Fambles finished him.

## Key West, Fla., July 11.—Carolina Val-

dez, a colored Cuban, shot and killed his mistress this afternoon and slightly wounded one Barry Bulman. Jealousy was the cause. Valdez made his escape into the woods. The sheriff and posse are in pursuit. There may be a lynching here.

## May Be a Lynching Bee.

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